

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

MICHAEL L. FERGUSON,
MYRL C. JEFFCOAT and
DEBORAH SMITH, on behalf of the
DST SYSTEMS, INC. 401(K) PROFIT
SHARING PLAN,

Plaintiffs,

V.

RUANE CUNNIFF & GOLDFARB INC.;
DST SYSTEMS, INC.; THE ADVISORY
COMMITTEE OF THE DST SYSTEMS, INC.
401(K) PROFIT SHARING PLAN and THE
COMPENSATION COMMITTEE OF THE
BOARD OF DIRECTORS OF DST SYSTEMS,
INC.,

Defendants.

CIVIL ACTION NO.
1:17-cv-06685-ALC

JOINT STATUS REPORT

Plaintiffs, Michael L. Ferguson, Myrl C. Jeffcoat and Deborah Smith (“Plaintiffs”), Defendant, Ruane, Cunniff & Goldfarb, Inc. (“Ruane”), and Defendants, DST Systems, Inc. (“DST”), the Advisory Committee of the DST 401(k) Profit Sharing Plan (the “Advisory Committee”), and the Compensation Committee of the Board of Directors of DST (the “Compensation Committee”)(collectively, the “DST Defendants”), respectfully submit this Joint Status Report.

As the parties reported on January 10, 2018, May 9, 2018 and July 10, 2018, Plaintiffs, Ruane and the DST Defendants have engaged in previous settlement discussions and mediation sessions with David Geronemus, Esquire of JAMS in an effort to resolve this complex dispute.

Although the parties will continue to engage in discussions and are hopeful that an amicable resolution can be reached in the future with the participation of the United States Department of Labor, which is acting under a joint cooperation agreement with Plaintiffs, they have not been successful in reaching a resolution at this time. The parties jointly request that the Court schedule a status conference.

Dated: September 27, 2018

Respectfully submitted,

SHEPHERD, FINKELMAN, MILLER
& SHAH, LLP

/s/ Laurie Rubinow (LR 6637)

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Dated: September 27, 2018

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Dated: September 27, 2018

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***Attorneys for Defendants, DST Systems, Inc., The
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401(k) Profit Sharing Plan and The Compensation
Committee of the Board of Directors of DST
Systems, Inc.***

CERTIFICATE OF SERVICE

I hereby certify that on September 27, 2018, a true and correct copy of the foregoing Joint Status Report was served by electronic mail on all counsel of record.

/s/Laurie Rubinow
Laurie Rubinow
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